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Attorney Docket No. 038190/273111

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Steven G. Keener
Appl. No.: 10/796,364
Filed: March 9, 2004
For: HYBRID FASTENER APPARATUS AND
METHOD FOR FASTENING

Confirmation No. To be assigned
Group Art Unit: To be assigned

Date: May 24, 2004

Commissioner for Patents
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
Attention: Licensing and Review

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NASA DECLARATION

I, Steven G. Keener, citizen of the United States of America, residing at Trabuco Canyon, California; declare:

That I made and conceived the invention described and claimed in patent Application: Number 10/796,364, filed in the United States of America on March 9, 2004, titled HYBRID FASTENER APPARATUS AND METHOD FOR FASTENING.

That I made and conceived this invention while employed by The Boeing Company. That the invention is related to the work I am employed to perform and was made within the scope of my employment duties; that the invention was made during working hours and with the use of the facilities, equipment, materials, funds, information and services of The Boeing Company.

That the invention was conceived and made by me in the course of performance of the Company Cost Charge Number FQ809ZZ3, which cost charge number relates entirely to Independent Research and Development.

That to the best of my knowledge and belief the invention was not made (conceived or first actually reduced to practice) under, nor is there any relationship of the invention to, the

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performance of any work under any contract of the National Aeronautics and Space Administration or any other United States Government agency.

The undersigned inventor declares further that all statements herein of his own knowledge are true and that all statements made on information and belief are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: 
Steven G. Keener

Signed at (city and state): LONG BEACH, CA

this 12TH day of MAY, 2004.



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/796,364	03/09/04	KEENER	38190/273111

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ART UNIT	PAPER NUMBER

PATENT & TRADEMARK OFFICE

DATE MAILED:

MAILED

MAY - 5 2004

LICENSING & REVIEW

**IF NO RESPONSE TO THIS NOTICE IS RECEIVED WITHIN FORTY-FIVE DAYS, A
FORMAL REQUIREMENT WILL BE ISSUED**

The subject matter of this application appears to:

☐ be "useful in the production or utilization of special nuclear material or atomic energy" as recited in 42 U.S.C. 2182 (Department of Energy (DOE)).

☒ have significant utility in the conduct of aeronautical and space activities" as recited in 42 U.S.C. 2457 (National Aeronautics and Space Administration (NASA)).

Accordingly, no patent can issue on this application unless applicant(s) file a statement (under oath or in the form of a declaration as provided by 37 CFR 1.68) setting forth (1) the full facts concerning the circumstances under which the invention was made and conceived and (2) the relationship (if any) of the invention to the performance of any work under any contract or other arrangement with the Agency(ies) noted above. On the reverse side of this form is an example of an acceptable format for this statement. The language appearing in paragraphs III and/or IV of the example *must* appear if applicant is attempting to establish that no relationship (under item 2 above) exists.

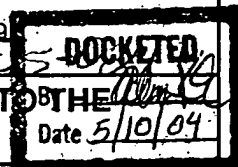
If the invention disclosed in this application was developed under a contract, grant or cooperative agreement between the Agency indicated above and a person, small business or non-profit organization and rights to the invention have been determined by specific reference to 35 U.S.C. 202 in the contract, grant or cooperative agreement, then applicant need not submit the statement described above. Instead, applicant may file a verified statement (under oath or in the form of a declaration, 37 CFR 1.68) setting forth the information required by 35 U.S.C. 202(c)(6).

IF NO STATEMENT HAS BEEN RECEIVED WITHIN FORTY-FIVE DAYS OF THE MAIL DATE INDICATED ABOVE, a formal requirement for statement will then be issued. No provision is made for extension of the statutory thirty-day period for response to the formal requirement and the penalty for failure to file an acceptable and timely statement is abandonment of the application. Therefore, applicants are strongly encouraged to submit a statement at this time in order to avoid the issuance of a formal requirement.

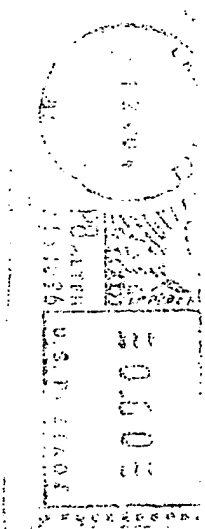
IT IS IMPORTANT TO NOTE that the statement must accurately represent the property rights situation of the claimed invention if and when the application is found allowable. Thus, if during prosecution before the examiner, the claimed invention is so altered or the property rights situation so changed as to impact the accuracy of a statement submitted earlier, a supplemental statement must be filed. Failure to submit such additional information where appropriate may be considered a false representation of material facts and render the patent owner vulnerable to loss of patent rights and other sanctions as set forth in the statutes. The PTO will not review allowed applications for this possibility. The responsibility for complying with the statutes rests with the applicants.

Any questions regarding this requirement should be directed to Licensing and Review at (800) 786-4190.

**PLEASE DIRECT ALL COMMUNICATIONS RELATING TO THIS MATTER TO THE
ATTENTION OF LICENSING AND REVIEW**



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